

VA REGIONAL OFFICE



**NOTICE OF WAIVER OF VA
COMPENSATION OR PENSION
TO RECEIVE MILITARY PAY AND
ALLOWANCES**

NAME AND ADDRESS OF VETERAN

VA FILE NUMBER

SOCIAL SECURITY NUMBER

DAYTIME TELEPHONE NUMBER (Include Area Code)

EVENING TELEPHONE NUMBER (Include Area Code)

Active or inactive duty training pay cannot legally be paid concurrently with VA disability compensation or pension benefits (10 U.S.C. 12316 and 38 U.S.C. 5304(c)).

You may elect to keep the training pay you received from the military service department. However, to be legally entitled to keep your training pay, you must waive VA benefits for a number of days equal to the number of days for which you received training pay. In most instances, it will be to your advantage to waive benefits and keep your training pay.

Please enter the number of days for which you received training pay below:

FISCAL YEAR:

TRAINING DAYS

NOTE: A fiscal year runs from October 1 through September 30. For example, fiscal year 1999 runs from October 1, 1998 through September 30, 1999.

Please note that reserve components are to report the number of days during the fiscal year for which a reservist/guardsman receives training pay as one full day's duty pay for each 4-hour training assembly attended. Therefore, you might be credited with 4 days training pay on a drill weekend. Most members will be paid for approximately 63 training days during a fiscal year. This normally consists of 48 armory drills or training sessions and 15 days active training.

If you waive VA benefits to receive training pay, VA will adjust your VA award to withhold future benefits for the same total number of days waived and at the monthly rate in effect for the fiscal year for which you received training pay. No overpayment will be created in your account and your normal VA rate will be restored when a sufficient number of days' benefits have been withheld.

Please fully complete this form, sign it, secure the signature of your unit commander or designee, and return it to the VA regional office address where your VA claims file is located. If you do not know where your VA claims file is located, return the form to the nearest VA regional office. Keep a photocopy of the completed form for your records.

Please check only one of the following blocks:

- ☐ I elect to waive VA benefits for the days indicated on the front of this form in order to retain my training pay.
- ☐ I elect to waive military pay and allowances for the days indicated on the front of this form in order to retain my VA compensation or pension. NOTE: Checking this option will give most veterans **LESS** money.
- ☐ I received no military pay and allowances during the last fiscal year.

SIGNATURE OF RESERVIST/GUARDSMAN

DATE SIGNED

To the best of my knowledge, the information shown on the front of the form concerning the member's training days is correct.

SIGNATURE OF UNIT COMMANDER OR DESIGNEE

DATE SIGNED

NAME AND MAILING ADDRESS OF RESERVE/GUARD UNIT

UNIT TELEPHONE NO. (Including Area Code)

NOTE: In the past you may have filed a one-time waiver of disability benefits which was to remain in effect until your reserve/guard status changed or you withdrew the waiver. That waiver is no longer valid. Annual waivers are again required.

If you have any questions about the information contained on this form or if you need assistance in completing the form, please call VA's toll-free number 1-800-827-1000.

PRIVACY ACT INFORMATION: Title 10 U.S.C. 12316 and 38 U.S.C. 5304(c) require waiver of veteran's pension or compensation to receive active or inactive duty pay. Data collected is used to implement a member's waiver of otherwise payable VA compensation or pension. Responses you submit are considered confidential (38 U.S.C. 5701). They may be disclosed outside VA only if the disclosure is authorized under the Privacy Act, including the routine uses identified in the VA system of records, 58VA21/22/ Compensation, Pension, Education, and Rehabilitation Records - VA, published in the Federal Register. Information submitted is subject to verification through computer matching programs with other agencies.

RESPONDENT BURDEN: VA may not conduct or sponsor, and respondent is not required to respond to this collection of information unless it displays a valid OMB Control Number. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. If you have comments regarding this burden estimate or any other aspect of this collection of information, call 1-800-827-1000 for mailing information on where to send your comments.

PENALTY: The law provides severe penalties which include fine, imprisonment, or both for the willful submission of any statement of evidence of a material fact, knowing it to be false, or for the fraudulent acceptance of any payment to which you are not entitled.